

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF ILLINOIS**

Miyano Machinery USA Inc.,

Plaintiff,

v.

MiyanoHitec Machinery, Inc.,  
 Thomas ("Tom") Miyano, a/k/a Toshiharu  
 Miyano, and  
 Steven Miyano, a/k/a Shigemori Miyano,

Defendants.

**SUMMONS IN A CIVIL CASE**

CASE NUMBER: **08 C 526**

ASSIGNED JUDGE: **JUDGE KENDALL**

DESIGNATED MAGISTRATE JUDGE NOLAN  
 MAGISTRATE JUDGE:

TO: (Name and address of Defendant)

MiyanoHitec Machinery, Inc.

Robert M. Karton (registered agent)  
 Robert M. Karton, Ltd.  
 77 West Washington St., Suite 900  
 Chicago, Illinois 60602-2804

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Edward D. Manzo  
 COOK, ALEX, MC FARRON, MANZO,  
 CUMMINGS & MEHLER, LTD.  
 200 West Adams Street, Suite 2850  
 Chicago, IL 60606  
 Phone: (312) 236-8500

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

MICHAEL W. DOBBINS, CLERK

Jacqueline Hollimon  
 (By) DEPUTY CLERK

JAN 24 2008  
 DATE

AO 440 (Rev. 05/00) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	1/24/08
NAME OF SERVER (PRINT) <u>Susan Farley</u>	TITLE	<u>Paralegal</u>
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<p style="text-align: center;"><i>Delivered copies to the office of the registered agent of the corporation, Robert Harton, whose office is located at 77 West Washington St, Suite 900, Chicago IL 60610. The summons and complaint were left with Carolyn Ramirez, receptionist at Robert Harton's office.</i></p>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>1/24/08</u> Date	<u>Susan Farley</u> <i>Signature of Server</i>	
<u>200 West Adams St. Suite 2850 Chicago IL 60606</u> <i>Address of Server</i>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

**CERTIFICATE OF SERVICE**

I hereby certify that on January 25, 2008, copies of the foregoing **Executed Summons for MiyanoHitec Machinery, Inc.** were served via United States mail, first class postage prepaid, to the following:

Vernon W. Francissen  
FRANCISSEN PATENT LAW, P.C.  
53 W. Jackson Blvd., Suite 1320  
Chicago, Illinois 60604  
(312)294-9980 telephone  
(312)275-8772 facsimile  
vern@francissenpatentlaw.com

Robert M. Karton  
Robert M. Karton, Ltd.  
77 W. Washington St., Suite 900  
Chicago, Illinois 60602-2804  
(312)214-0900 telephone  
(312)214-4230 facsimile  
robert@karton.us

*/s/ Jason Smalley*

Jason Smalley